

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JONATHAN Q. BROWN,

Plaintiff,

v.

S. BERUMEN, et al.,

Defendants.

No. 2:21-cv-2187 AC P

ORDER

Plaintiff, a state prisoner proceeding pro se and in forma pauperis, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On July 7, 2023, defendant filed a motion for summary judgment. ECF No. 24. The Local Rules require that either an opposition or a statement of non-opposition to a motion be filed within twenty-one days after the date of service of said motion. See Local Rule 230(l). To date, plaintiff has not filed a response to the motion. It appears that plaintiff may have abandoned his case.

Accordingly, IT IS HEREBY ORDERED that:

1. Within twenty-one days from the date of this order, plaintiff shall show cause in writing why this case should not be dismissed for failure to prosecute, and

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1 2. The filing within the twenty-one-day period of either an opposition or a statement of
2 non-opposition to defendant's motion for summary judgment, ECF No. 24, will discharge this
3 order to show cause.

4 DATED: August 10, 2023

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6 ALLISON CLAIRE
7 UNITED STATES MAGISTRATE JUDGE

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